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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/766,211	01/29/2004	Kang Soo Seo	46500-000578/US	3350

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EXAMINER
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JONES, HEATHER RAE

ART UNIT	PAPER NUMBER
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2621

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PAPER

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

<b>Office Action Summary</b>	<b>Application No.</b> 10/766,211	<b>Applicant(s)</b> SEO ET AL.	
	<b>Examiner</b> HEATHER R. JONES	<b>Art Unit</b> 2621	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

#### Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

#### Status

- 1) ☒ Responsive to communication(s) filed on 22 May 2008.
- 2a) ☐ This action is **FINAL**.                      2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

#### Disposition of Claims

- 4) ☒ Claim(s) 1-7, 10, 13-18, 21, 24-32, 35-39, 42-46 and 49-53 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 1-7, 10, 13-18, 21, 24-32, 35-39, 42-46 and 49-53 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

#### Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☒ The drawing(s) filed on 29 January 2004 is/are: a) ☒ accepted or b) ☐ objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

#### Priority under 35 U.S.C. § 119

- 12) ☒ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☒ All    b) ☐ Some \*    c) ☐ None of:
1. ☒ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).
- \* See the attached detailed Office action for a list of the certified copies not received.

#### Attachment(s)

- |  |   |
|--|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892)            | 4) <input type="checkbox"/> Interview Summary (PTO-413)           |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948)   | Paper No(s)/Mail Date. _____                                      |
| 3) <input checked="" type="checkbox"/> Information Disclosure Statement(s) (PTO/SB/08) | 5) <input type="checkbox"/> Notice of Informal Patent Application |
| Paper No(s)/Mail Date <u>5/22/08, 6/6/08</u>   | 6) <input type="checkbox"/> Other: _____                          |

## **DETAILED ACTION**

### ***Continued Examination Under 37 CFR 1.114***

1. A request for continued examination under 37 CFR 1.114, including the fee set forth in 37 CFR 1.17(e), was filed in this application after final rejection. Since this application is eligible for continued examination under 37 CFR 1.114, and the fee set forth in 37 CFR 1.17(e) has been timely paid, the finality of the previous Office action has been withdrawn pursuant to 37 CFR 1.114. Applicant's submission filed on May 22, 2008 has been entered.

### ***Response to Arguments***

2. Applicant's arguments filed May 22, 2008 have been fully considered but they are not persuasive.

The Applicant argues on page 16, lines 5-10 that Ando et al. fails to disclose or suggest "a clip information area". The Examiner respectfully disagrees. Ando et al. discloses in Figs. 3 and 4 a data area (112) that contains an area for storing audio/video related information (121) and within the audio/video related information area there contains an area for management information (130) that contains all the information for playing back the contents of the disc. Furthermore, the management information recording area is separate from the video and audio recording areas as can be seen in row (d) of Figs. 3 and 4. Therefore, Ando et al. discloses the meets the claim limitations and the rejection is maintained.

The Applicant argues on page 16, lines 13-20 that Ando et al. fails to disclose the duration information includes still mode information and still time information, the still mode information indicating whether to display the still picture for one of a finite and an infinite period of time, and the still time information indicating a length of time to display the still picture when the still mode information indicates to display the still picture for a finite period of time. The Examiner respectfully disagrees. Ando et al. discloses in col. 39, lines 38-59 the display time for a slideshow that includes a minimum and maximum duration of display time for each image. Furthermore, Ando discloses the code the minimum and maximum duration time if the image is to be display infinitely and also explains the situation when the image is to be displayed for a finite time. Therefore, Ando et al. meets the claimed limitations and the rejection is maintained.

***Claim Rejections - 35 USC § 102***

3. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

4. Claims 1-7, 10, 13-18, 21, 24-32, 35-39, 42-46, and 49-53 are rejected under 35 U.S.C. 102(e) as being anticipated by Ando et al. (U.S. Patent 7,054,545).

Regarding claim **1**, Ando et al. discloses a computer readable medium having a data structure for managing reproduction duration of still pictures, comprising: a clip information area storing at least one clip information file, each clip information file being associated with at least one stream file stored in a data area, the clip information file providing a map for the associated stream file, each map mapping representation time information to address information for the associated stream file (Figs. 3 and 4; col. 7, lines 7-63; col. 9, lines 1-33); a playlist area storing at least one playlist (col. 11, lines 12-15), the playlist referencing the clip information file and including at least one playitem and at least one sub-playitem (Figs. 7, 8, and 10), the playitem providing navigation information indicating at least one still picture from a first file to reproduce and providing duration information for display of the still picture, and the sub-playitem providing navigation information for reproducing audio data from a second file (Figs. 7, 8, and 10; col. 11, lines 31-35; col. 15, lines 34-36); wherein the duration information includes still mode information and still time information, the still mode information indicating whether to display the still picture for one of a finite and the still time information indicating a length of time to display the still picture when the still mode information indicates to display the still picture for a finite period of time (col. 39, lines 38-50).

Regarding claim **2**, Ando et al. discloses all the limitations as previously discussed with respect to claim 1 as well as the recording medium further

comprising: a data area storing the first and second files (Figs. 1 and 7; col. 5, lines 29-33).

Regarding claim **3**, Ando et al. discloses all the limitations as previously discussed with respect to claim 1 including that the playitem provides navigation information for reproducing presentation data from the first file, the presentation data includes at least the still picture and related data associated with the still picture (Figs. 1 and 11).

Regarding claim **4**, Ando et al. discloses all the limitations as previously discussed with respect to claims 1 and 3 including that the related data includes graphics data (Figs. 6A and 6B).

Regarding claim **5**, Ando et al. discloses all the limitations as previously discussed with respect to claims 1 and 3 including that the related data includes subtitle data (Figs. 6A and 6B).

Regarding claim **6**, Ando et al. discloses all the limitations as previously discussed with respect to claims 1 and 3 including that the presentation data is divided into one or more still picture units such that each still picture unit includes at least one still picture and associated related data (Figs. 1 and 11).

Regarding claim **7**, Ando et al. discloses all the limitations as previously discussed with respect to claim 1 as well as the computer readable medium further comprising: a data area storing the first file, and the first file does not include audio data (Fig. 1 – image, audio, and text files are stored separately).

Regarding claim **10**, Ando et al. discloses a computer readable medium having a data structure for managing reproduction duration of still pictures, comprising: a clip information area storing at least one clip information file, each clip information file being associated with at least one stream file stored in a data area, the clip information file providing a map for the associated stream file, each map mapping representation time information to address information for the associated stream file (Figs. 3 and 4; col. 7, lines 7-63; col. 9, lines 1-33); a playlist area storing at least one playlist file (col. 11, lines 12-15), the playlist file referencing the clip information file and including at least one playitem and at least one sub-playitem (Figs. 7, 8, and 10), the playitem providing navigation information indicating at least one still picture from a first data stream to reproduce and providing duration information for display of the still picture, the sub-playitem providing navigation information for reproducing an audio stream from a second data stream separate from the first data stream (Figs. 7, 8, and 10; col. 11, lines 31-35; col. 15, lines 34-36); wherein the duration information includes still mode information and still time information, the still mode information indicating whether to display the still picture for one of a finite and the still time information indicating a length of time to display the still picture when the still mode information indicates to display the still picture for a finite period of time (col. 39, lines 38-50).

Regarding claim **13**, Ando et al. discloses a computer readable medium having a data structure for managing reproduction duration of still pictures,

comprising: a data area storing presentation data (Figs. 1 and 7; col. 5, lines 29-33), the presentation data being divided into a number of still picture units, each still picture unit including at least one still picture and associated related data, the related data not including audio data (Figs. 1 and 11); a clip information area storing at least one clip information file, each clip information file being associated with at least one stream file stored in a data area, the clip information file providing a map for the associated stream file, each map mapping representation time information to address information for the associated stream file (Figs. 3 and 4; col. 7, lines 7-63; col. 9, lines 1-33); and a navigation area storing at least one playlist (col. 11, lines 12-15), the playlist referencing the clip information file and including at least one playitem, the playitem indicating at least one of the still picture units to reproduce and providing duration information for display of the still picture in the still picture unit (Figs. 7, 8, 10, and 11; col. 39, lines 38-50); wherein the duration information includes still mode information and still time information, the still mode information indicating whether to display the still picture for one of a finite and the still time information indicating a length of time to display the still picture when the still mode information indicates to display the still picture for a finite period of time (col. 39, lines 38-50).

Regarding claim **14**, Ando et al. discloses all the limitations as previously discussed with respect to claim 13 including that the related data in at least one still picture unit includes graphics data (Figs. 6A and 6B).



Regarding claim **15**, Ando et al. discloses all the limitations as previously discussed with respect to claim 13 including that the related data in at least one still picture unit includes subtitle data (Figs. 6A and 6B).

Regarding claim **16**, Ando et al. discloses all the limitations as previously discussed with respect to claim 13 including that the data area stores the presentation data in a first clip file, and stores audio data in a second clip file (Fig. 1 – image, audio, and text files are stored separately).

Regarding claim **17**, Ando et al. discloses all the limitations as previously discussed with respect to claims 13 and 16 including that the playlist further includes at least one sub-playitem, the sub-playitem providing navigation information for reproducing the audio data from the second clip file (Figs. 7, 8, and 10; col. 11, lines 31-35; col. 15, lines 34-36).

Regarding claim **18**, Ando et al. discloses all the limitations as previously discussed with respect to claim 13 including that each still picture unit includes only one still picture (Figs. 7, 8, and 10).

Regarding claim **21**, Ando et al. discloses a computer readable medium having a data structure for managing reproduction duration of still pictures, comprising: a data area storing presentation data in a first clip file and audio data in a second clip file (Figs. 1 and 7; col. 5, lines 29-33), the presentation data being divided into a number of still picture units, each still picture unit including at least one still picture and associated related data (Figs. 1 and 11); a clip information area storing at least one clip information file, each clip information file

being associated with at least one stream file stored in a data area, the clip information file providing a map for the associated stream file, each map mapping representation time information to address information for the associated stream file (Figs. 3 and 4; col. 7, lines 7-63; col. 9, lines 1-33); and a playlist area storing at least one playlist (col. 11, lines 12-15), the playlist referencing the clip information file and including at least one playitem and at least one sub-playitem (Figs. 7, 8, and 10), the playitem providing navigation information indicating the presentation data from the first clip file to reproduce and providing duration information for display of each still picture indicated for reproduction, the sub-playitem providing navigation information for reproducing the audio data from the second clip file (Figs. 7, 8, and 10; col. 11, lines 31-35; col. 15, lines 34-36); wherein the duration information includes still mode information and still time information, the still mode information indicating whether to display the still picture for one of a finite and the still time information indicating a length of time to display the still picture when the still mode information indicates to display the still picture for a finite period of time (col. 39, lines 38-50).

Regarding claim **24**, Ando et al. discloses a method of recording a data structure for managing reproduction duration of at least one still picture on a recording medium, comprising: recording at least one clip information file area of the recording medium, each clip information file being associated with at least one stream file stored in a data area of the recording medium and providing a

map for the associated stream file, each map mapping representation time information to address information for the associated stream file (Figs. 3 and 4; col. 7, lines 7-63; col. 9, lines 1-33); and recording at least one playlist on the recording medium (col. 11, lines 12-15), the playlist referencing the clip information file and including at least one playitem and at least one sub-playitem (Figs. 7, 8, and 10), the playitem providing navigation information indicating at least one still picture from a first file to reproduce and providing duration information for display of the still picture, and the sub-playitem providing navigation information for reproducing audio data from a second file (Figs. 7, 8, and 10; col. 11, lines 31-35; col. 15, lines 34-36); wherein the duration information includes still mode information and still time information, the still mode information indicating whether to display the still picture for one of a finite and the still time information indicating a length of time to display the still picture when the still mode information indicates to display the still picture for a finite period of time (col. 39, lines 38-50).

Regarding claim **25**, Ando et al. discloses a method of reproducing a data structure for managing reproduction duration of at least one still picture recorded on a recording medium, comprising: reproducing a playlist and at least one clip information file referenced by the playlist from a recording medium, each clip information file being associated with at least one stream file and providing a map for the associated stream file, each map mapping representation time information to address information for the associated stream file (Figs. 3 and 4;

col. 7, lines 7-63; col. 9, lines 1-33); and reproducing at least one playitem and at least one sub-playitem from the playlist (Figs. 7, 8, and 10), the playitem providing navigation information indicating at least one still picture from a first file to reproduce and providing duration information for display of the still picture, and the sub-playitem providing navigation information for reproducing audio data from a second file (Figs. 7, 8, and 10; col. 11, lines 31-35; col. 15, lines 34-36); wherein the duration information includes still mode information and still time information, the still mode information indicating whether to display the still picture for one of a finite and the still time information indicating a length of time to display the still picture when the still mode information indicates to display the still picture for a finite period of time (col. 39, lines 38-50).

Regarding claim **26**, Ando et al. discloses in Fig. 14 an apparatus for recording a data structure for managing reproduction duration of at least one still picture on a recording medium, comprising: a pickup configured to record data on the recording medium; a controller configured to control the pickup to record at least one clip information file in a clip information file area of the recording medium, each clip information file being associated with at least one stream file stored in a data area of the recording medium and providing a map for the associated stream file, each map mapping representation time information to address information for the associated stream file (Figs. 3 and 4; col. 7, lines 7-63; col. 9, lines 1-33); and the controller configured to control the optical recording device to record at least one playlist on the recording medium (col. 11,

lines 12-15), the playlist referencing the clip information file and including at least one playitem and at least one sub-playitem (Figs. 7, 8, and 10), the playitem providing navigation information indicating at least one still picture from a first file to reproduce and providing duration information for display of the still picture, and the sub-playitem providing navigation information for reproducing audio data from a second file (Figs. 7, 8, and 10; col. 11, lines 31-35; col. 15, lines 34-36); wherein the duration information includes still mode information and still time information, the still mode information indicating whether to display the still picture for one of a finite and the still time information indicating a length of time to display the still picture when the still mode information indicates to display the still picture for a finite period of time (col. 39, lines 38-50).

Regarding claim **27**, Ando et al. discloses in Fig. 14 an apparatus for reproducing a data structure for managing reproduction duration of at least one still picture recorded on a recording medium, comprising: a pickup configured to reproduce data recorded on the recording medium; a controller configured to control the pickup to reproduce a playlist and at least one clip information file referenced by the playlist from the recording medium, each clip information file being associated with at least one stream file and providing a map for the associated stream file, each map mapping representation time information to address information for the associated stream file (Figs. 3 and 4; col. 7, lines 7-63; col. 9, lines 1-33); and the controller configured to control the optical reproducing device to reproduce at least one playitem and at least one sub-

playitem from the playlist (Fig. 7; col. 8, lines 46-56), the playitem providing navigation information indicating at least one still picture from a first file to reproduce and providing duration information for display of the still picture, and the sub-playitem providing navigation information for reproducing audio data from a second file (Figs. 7, 8, and 10; col. 11, lines 31-35; col. 15, lines 34-36); wherein the duration information includes still mode information and still time information, the still mode information indicating whether to display the still picture for one of a finite and the still time information indicating a length of time to display the still picture when the still mode information indicates to display the still picture for a finite period of time (col. 39, lines 38-50).

Regarding claims **28-32**, grounds for rejecting claims 3-7 apply for claims 28-32 respectively in their entireties.

Regarding claims **35-39**, grounds for rejecting claims 3-7 apply for claims 35-39 respectively in their entireties.

Regarding claims **42-46**, grounds for rejecting claims 3-7 apply for claims 42-46 respectively in their entireties.

Regarding claims **49-53**, grounds for rejecting claims 3-7 apply for claims 49-53 respectively in their entireties.

### ***Conclusion***

Any inquiry concerning this communication or earlier communications from the examiner should be directed to HEATHER R. JONES whose telephone number is

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(571)272-7368. The examiner can normally be reached on Mon. - Thurs.: 7:00 am - 4:30 pm, and every other Fri.: 7:00 am - 3:30 pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, John Miller can be reached on 571-272-7353. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/John W. Miller/  
Supervisory Patent Examiner, Art Unit 2623

Heather R Jones  
Examiner  
Art Unit 2621

HRJ  
June 15, 2008